

FISCAL NOTE

Bill #: HB0733

Title: Revise sentencing of pedophiles

Primary Sponsor: Schrumpf, C

Status: As Introduced

Sponsor signature	Date	Chuck Swysgood, Budget Director	Date
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Fiscal Summary

	<u>FY 2004 Difference</u>	<u>FY 2005 Difference</u>
Expenditures:		
General Fund	\$0	\$0
Revenue:		
General Fund	\$0	\$0
Net Impact on General Fund Balance:	\$0	\$0

- | | |
|---|--|
| <input type="checkbox"/> Significant Local Gov. Impact | <input type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts |
| <input type="checkbox"/> Dedicated Revenue Form Attached | <input type="checkbox"/> Needs to be included in HB 2 |

Fiscal Analysis

ASSUMPTIONS:

1. Minimum length of incarceration increases from two years to 20 years if the victim is less than 16 years old and the offender is three or more years older, or bodily injury is inflicted.
2. In FY 2002, eight offenders were sentenced to prison with an average net sentence of 313 months and 26 offenders were sentenced to prison with partial suspended to an average net sentence of 275 months. These averages exceed the current minimum sentence of two years. The department has no data allowing prediction of Judicial sentencing patterns with an increased minimum sentence of 20 years which would result from a conviction under this bill.
3. General fund cost for incarceration of a male inmate is approximately \$18,500 per year in a contract bed and the cost of incarceration of a female inmate is approximately \$23,700 per year in a contract bed. Costs would be slightly lower if convicted felons were placed in Pre-Release Centers and would be approximately \$1,350 per year if placed only on probation.
4. There is no fiscal impact to the next biennium as current statute has a minimum of two years sentence.

LONG-RANGE IMPACTS:

1. Depending on the Judicial sentencing patterns, this bill could conceivably cause a dramatic increase in incarceration costs due to the increased minimum sentence. But these costs are already there to some extent because these kinds of crimes usually are dealt with rather harshly.